

## DECLARATION FOR US PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled SKI BINDING ADJUSTABLE FOR IMPROVED BALANCE, the specification of which was filed on 10/17/2003 as PCT International application no. PCT/US2003/033107.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed. None

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Serial no. 60/419,186, filed October 17, 2002

I hereby claim the benefit under 35 U.S.C. 120 of any United States Application(s), or 365(c) of any PCT international application designating the United States of America, listed below.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

James C. Simmons      Registration no. 28,474

Address all telephone calls to James C. Simmons at telephone number 716-632-7702.

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Declaration  
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Address all correspondence to:  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-06 Full name of sole or first inventor Michael M. Pupko

Inventor's signature Michael M. Pupko

Date 4/6/2005

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[ ] Additional inventors are being named on separately numbered sheets attached hereto.